



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
240/777-7900 • TTY 240/777-7914 • FAX 240/777-7989 • www.montgomerycountymd.gov/council

The Council Agenda is subject to change any time after printing or during the Council meeting. Please contact the Council Office or visit our website to obtain updates.

This meeting will be televised live on Channel 6; repeated on 9/30/05 at 8 pm and 10/1/05 at 9 am

Tuesday, September 27, 2005

REVISED

9:15 **INVOCATION** - Reverend Hattie Jackson, Glenmont United Methodist Church, Silver Spring

9:20 **PRESENTATION** - Proclamation in recognition of October 2005 as Domestic Violence Prevention Month by Councilmembers Praisner and Floreen

9:25 **PRESENTATION** - Proclamation in recognition of October 2005 as Mentor Month by Councilmember Andrews

9:30 **GENERAL BUSINESS**

A. **Announcement** - Agenda and Calendar Changes

(Lauer)

B. **Action** - Approval of Minutes: September 8, 12, and 13, 2005

(Lauer)

(1) C. **Acknowledgement** - Receipt of Petitions

(Lacefield)

(2) 9:35 **CONSENT CALENDAR**

A. **Introduction** - Resolution to establish FY07 Spending Control Limits for the Washington Suburban Sanitary Commission

(Levchenko)

T&E worksession is scheduled for 10/6/05; Public hearing/Action is scheduled for 10/11/05 at 1:30 pm.

B. **Introduction** - Resolution to implement recommendations of the Committee Evaluation Review Board - Name and Membership changes, sponsored by the MFP Committee

(Faden/Ferber)

C. **Action** - Executive Regulation 13-05AM, Requirements and Procedures for the Moderately Priced Dwelling Unit (MPDU) Program

(Roman)

PHED Committee recommends approval as amended.

(2) 9:35 **CONSENT CALENDAR** *(continued)*

- D. **Action** - Joint Resolution to support application for designation of Downtown Wheaton as an Arts and Entertainment District (Ferber)
- E. **Action** - Supplemental appropriation to the County Government's FY06 Operating Budget, Department of Police - \$1,381,300 for COPS Technology Grant Program (Source: Federal Grant) (McMillan)
PS/MFP Committee recommendations will be available 9/22/05.
- F. **Action** - Supplemental appropriation to the Montgomery County Public Schools' FY06 Operating Budget - \$291,500 for Ultra Low Sulfur Diesel Fuel (Source: State Aid) (Planell)
ED Committee recommends approval.
- G. **Action** - Resolution to approve Categorical Transfer for MCPS' FY05 Operating Budget (Planell)
ED Committee recommends approval.
- H. **Action** - Confirmation of County Executive appointments to the Advisory Board on Victims and their Families: Madeleine Tolmach, Richard Robinson (Ferber)
- I. **Action** - Confirmation of County Executive appointment to the Board of Registration for Building Contractors: Leo Schwartz (Ferber)
- J. **Action** - Confirmation of County Executive appointments to the Workforce Investment Board: Patrick Flanagan, Susan K. Heltemes, Edmund F. Hodge, Kathryn Jo Mannes, Andrew B. Larson, Edward W. Rose, Gerald Shapiro, Carrie Shelton, Dewey Thomas, Jr., Sharon Julius, Patrick Baker, Harriet Shapiro (Ferber)

(4) 9:40 **ACTION** - FY07 Annual Budget Priorities and Performance Measures (Farber)
MFP Committee recommends approval.

(3) 10:20 **ACTION** - Resolution regarding Spending Affordability Guidelines for FY07 Capital Budget and FY07-12 Capital Improvements Program (Orlin)
MFP Committee recommendation will be available 9/26/05.

11:00 **LEGISLATIVE SESSION** Day # 28

- A. Approval of Legislative Journal (Lauer)
B. Introduction of Bills
C. Call of Bills for Final Reading:

(5) • **Bill 2-05**, Boards, Committees, and Commissions - General Provisions (Faden)
MFP Committee recommends approval with amendments.

(6) • **Bill 3-05**, Boards, Committees, and Commissions - Specific Provisions (Faden)
MFP Committee recommends approval with amendments.

11:30 DISTRICT COUNCIL SESSION

- (7) A. **Introduction** - Zoning Text Amendment 05-13, Sign Review - Fees, sponsored by Councilmember Leventhal (Faden)
Action - Resolution to establish public hearing for 11/1/05 at 1:30 pm.
- (8) B. **Action** - Zoning Text Amendment 05-03, Sign Review Board - Membership and Authority (Faden)
MFP Committee recommends approval with amendments.
- (9) C. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Wilson)
Application No: G-833
Applicant: Germantown Station, LLC (Jody Kline, Attorney)
Property: 4.6 acres north of Lullaby Road and west of Father Hurley Blvd., Germantown
Action: Rezone from I-3 and R-200 to R-T 8
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Approve

12:15 RECESS

- (10) 1:30 **PUBLIC HEARING - Bill 26-05, Stormwater - Drainage and Runoff** (Faden)
T&E Committee worksession tentatively scheduled for 10/27/05.
- (11) 1:30 **PUBLIC HEARING** - Special appropriation to Montgomery County Public Schools' FY06 Capital Budget and amendments to the FY05-10 Capital Improvements Program - \$23,790,000 for Broad Acres Elementary School, Current Replacements/Modernizations, Gaithersburg High School and Watkins Mill Elementary School (Source: General Obligation Bonds) (Levchenko)
ED Committee worksession tentatively scheduled for 9/29/05.

1:55 ADJOURN

- (12) 2:00-3:30 **INTERVIEWS** - Applicants for Board of Appeals (6CCR) (Ferber)
- (13) 7:30 **PUBLIC HEARING** - 2005-2007 Growth Policy (7CHR) (Orlin/Faden)
PHED Committee worksession tentatively scheduled for 10/17/05.

Thursday, September 29, 2005

- 7:30 **PUBLIC HEARING** by T&E Committee - Amendments to the Ten-Year Comprehensive Water Supply and Sewerage Systems Plan: water and sewer category changes (Levchenko)
T&E Committee worksession tentatively scheduled for 11/3/05.

NOTICE:

The next Council Session is scheduled for Tuesday, October 11, 2005.

Committee sessions will resume on Monday, October 10th. The agendas for these sessions will be mailed and posted to the web site on October 6th.

Upcoming Council meetings and public hearings are listed below.

FUTURE COUNCIL MEETINGS

County Council meeting notices are posted on the bulletin board in the fifth floor lobby of the Council Office Building in Rockville, pursuant to State law.

Note: See the COMMITTEE AGENDA for a listing of the Committee meetings currently scheduled.

Oct 11, 2005	9:15 am	State Legislative Program
Oct 11, 2005	10:30 am	Regular Session
Oct 18, 2005	9:15 am	Regular Session
Oct 19, 2005	7:30 pm	Town Hall Meeting-Friendship Heights Village Center
Oct 25, 2005	9:15 am	State Legislative Program
Oct 25, 2005	10:30 am	Regular Session
Oct 26, 2005	7:00 pm	Briefing for Elected Officials - State Transportation Program
Nov 1, 2005	9:15 am	Regular Session
Nov 8, 2005	9:15 am	Regular Session
Nov 15, 2005	9:15 am	Regular Session
Nov 16, 2005	7:30 pm	Town Hall Meeting
Nov 22, 2005	9:15 am	Regular Session
Nov 29, 2005	9:15 am	Regular Session

FUTURE PUBLIC HEARINGS

To testify call 240-777-7931

October 11, 2005

1:30 pm Resolution to establish FY07 Spending Control Limits for the WSSC

1:30 pm Supplemental appropriation to the County Government's FY06 Operating Budget, Sheriff's Office - \$321,720 for Grants to Encourage Arrest Policies and Enforcement of Protective Orders

1:30 pm Supplemental appropriation to the County Government's FY06 Capital Budget

- DPWT, DSWs - \$3,250,000 for Transfer Station and related ancillary facilities
- MCFRS - \$3,346,000 for Travilah Fire Station project

1:30 pm Expedited Bill 27-05, Forest Conservation - Penalties

October 18, 2005

1:30 pm ZTA 05-11, Accessory Buildings - Height and Lot Coverage

October 25, 2005

1:30 pm ZTA 05-12, C-2 Zone, Special Development Procedure

1:30 pm Amendment to the Master Plan for Historic Preservation: Moreland and Sycamore Store



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ADDENDUM

Tuesday, September 27, 2005

(2) 9:35 **CONSENT CALENDAR**

Deferred: A. **Introduction** - Resolution to establish FY07 Spending Control Limits for the Washington Suburban Sanitary Commission (Levchenko)

Add: K. **Action** - Resolution to amend Action Clause 56 of Resolution 15-1015: Aunt Hattie's Place (McMillan)

(4) 9:40 **ACTION** - FY07 Annual Budget Priorities and Performance Measures (Farber)
Add: • **Introduction/Suspension of Rules/Action** - Resolution to approve FY07 Annual Budget Priorities and Performance Measures
Request to suspend Rules of Procedure (Rule 7c) to allow immediate action.



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ADDENDUM #2

Tuesday, September 27, 2005

11:30 DISTRICT COUNCIL SESSION

- (7.1) A1. **Introduction** - Zoning Text Amendment 05-14, Sign Ordinance - Limited Duration
Signs, sponsored by Councilmember Denis
Action - Resolution to establish public hearing for 11/1/05 at 1:30 pm.